



Office of the Sangguniang Bayan

Tel. Nos. 434 - 5866

Legal Minutes

Excerpt from the minutes of the Regular Session of the Sangguniang Bayan of Bacoor, Province of Cavite held at the Municipal Session Hall on January 19, 1998.

PRESENT :

- HON. GAUDENCIO G. GAWARAN ----- Vice-Mayor
Presiding Officer
- HON. AVELINO S. DE CASTRO ----- Member
- HON. RUFINO A. HERRERA ----- "
- HON. ESTRELLA C. DEL MUNDO ----- "
- HON. FRANCISCO A. MATEO ----- "
- HON. EDWIN M. BAUTISTA ----- "
- HON. ROBERTO R. JAVIER ----- "
- HON. PABLO E. GUERRERO ----- "
- HON. VINCENT C. MIRANDA ----- "
- HON. HUBERT V. GERVACIO ----- " (SKF Pres.)
- HON. AVELINO B. SOLIS ----- " (ABC President)

Budget

ABSENT:

NONE

SPONSORED BY: HON. RUFINO A. HERRERA

ORDINANCE NO. 1 S-98

AN ORDINANCE REGARDING THE IMPOSITION OF FEES IN CONNECTION WITH THE RENTAL OF CEMETERY LOT AND EXPENSES INCURRED IN THE CONSTRUCTION OF NICHES THEREIN IN THE BACCOOR NEW MUNICIPAL CEMETERY SITUATED IN MOLINO II, BACCOOR, CAVITE.

Be it ordained by the Sangguniang Bayan of Bacoor, Province of Cavite, in regular session assembled that:

SECTION 1. There shall be collected the following fees for a base of a cemetery lot and cost of construction of niches therein:

- a) FOR BUILT-IN NICHES
 - Bottom Niche ----- P4,000.00
 - Middle Niche ----- 4,000.00
 - Upper Niche ----- 4,000.00
- b) Rental of burial lot with a minimum area of two (2) and one half (1/2) sq. meters (1m x 2.5) at Five Thousand (P5,000.00) per square meters
- c) Burial Permit ----- P 250.00
- d) Renewal of lease every five years Three Thousand (P3,000.00) Pesos per square meters and for another five years One Thousand Five Hundred (P1,500.00) Pesos.



E. Del Mundo
[Signature]
[Signature]
[Signature]
[Signature]

SECTION 2. TIME OF PAYMENT AND AMOUNT TO BE PAID.

The following fees shall be paid or payments shall be made to the Municipal Treasurer's Office upon application for burial permit or prior to the construction thereon of any structure.

- 1). Burial Permit ----- P 250.00
- 2). Construction Cost (labor and materials for the already made two (2) niches (bottom and middle) at Four Thousand (P4,000.00) Pesos per niche ----- P 8,000.00
- 3). Downpayment of fifty percent (50%) of the cost of the rental fee for a cemetery lot at Five Thousand (P5,000.00) Pesos per square meter ----- P 6,250.00
BALANCE of fifty percent (50%) to be paid within five (5) Years from the date of the execution of the CONTRACT OF LEASE in equal semestral installment.

SECTION 3. There shall be a maximum of three (3) niches to be built in every lot, bottom, middle and upper niches, by the municipality (LESSOR) at its own expense.

SECTION 4. That only the assigned person or persons (sepulturero), shall make or manage the construction of said niches or any structures in the cemetery

SECTION 5. That the CONTRACT OF LEASE, with its corresponding and conditions, prepared by the municipality, through the Treasurer's Office, shall be executed by the LESSOR (Municipal Government) thru its Municipal Mayor and the LESSEE, simultaneous with the issuance of burial or interment permit.

SECTION 6. The LESSEE shall follow strictly the policies and guidelines promulgated or adopted by the Municipal Government in connection with its operation or management of the aforesaid Bacoor New Municipal Cemetery.

SECTION 7. Any violations to the aforesaid policies or guidelines, shall be punished by a fine of not less than One Thousand Pesos (P1,000.00), but not more than Five Thousand Pesos (P5,000.00) or revocation of the lease contract.

SECTION 8. Any construction of whatever kind or nature in the public cemetery, whether temporary or perpetual use shall not be allowed.

SECTION 9. In case the LESSEE intends to renew the lease, he/she must inform the Municipal Treasurer's Office, within thirty (30) days before the expiry date of the lease, and shall pay the corresponding rental fees therefor.

E. Admundo
Atty. J. S. ...
Atty. ...
Atty. ...
Atty. ...

It shall also be the duty of the Municipal Treasurer to prepare and submit to the Municipal Mayor a list of the leases that are to expire thirty (30) days prior to the expiration date. The Municipal Treasurer, shall send a reminder to the LESSEE the expiration of his/her lease, thirty (30) days prior to expiration date of the lease.

SECTION 10. The Municipal Treasurer shall keep a register on account of the cemetery, together with such additional information as may be required by the Sangguniang Bayan.

SECTION 11. Failure on the part of the LESSEE to pay two (2) successive semestral installments, could be the basis for the cancellation of the said contract, and the LESSOR shall be given the right to reacquire the possession of the subject lot, and sell it to any other interested party.

Bones, skeleton or remains, contained in the niches of the aforesaid lot, can be removed by the LESSOR and transfer them their constructed MORTUARY in the said cemetery, without the necessity of formal notice to the LESSEE.


12

The LESSOR must be a resident of Bacoor duly certified by the barangay captain and the applicant must be a registered voter.

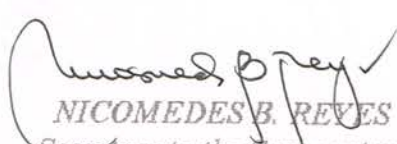
SECTION 12. This Ordinance shall take effect upon its approval.

ENACTED by the Sangguniang Bayan of Bacoor, Cavite this 19th day of January, 1998.

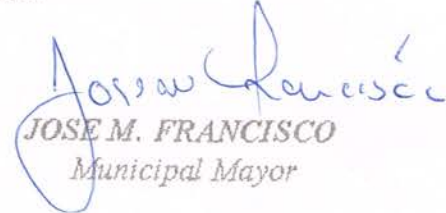
APPROVED by HIS HONOR, the Municipal Mayor on 9th day of March, 1998.


GAUDENCIO G. GAWARAN
Vice Mayor/Presiding Officer

Attested :


NICOMEDES B. REYES
Secretary to the Sanggunian

Approved:


JOSE M. FRANCISCO
Municipal Mayor